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IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-THIRD LEGISLATURE

FIFTY-NINTH LEGISLATIVE DAY
WEDNESDAY, MARCH 9, 2016

Senate Chamber

President Little called the Senate to order at 10:30 a.m.

Roll call showed all members present except Senator Brackett, absent and excused.

Prayer was offered by Father John Worster.

The Pledge of Allegiance was led by Anna Daley Laursen, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 8, 2016, was read and approved as corrected.

LODGE, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

Senator Brackett was recorded present at this order of business.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

March 8, 2016

The EDUCATION Committee reports out [H 526](#) with the recommendation that it do pass.

MORTIMER, Chairman

[H 526](#) was filed for second reading.

March 8, 2016

The COMMERCE AND HUMAN RESOURCES Committee reports out [H 511](#) and [S 1387](#) with the recommendation that they do pass.

PATRICK, Chairman

[H 511](#) and [S 1387](#) were filed for second reading.

March 8, 2016

The COMMERCE AND HUMAN RESOURCES Committee reports out [S 1317](#) with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

PATRICK, Chairman

There being no objection, [S 1317](#) was referred to the Fourteenth Order of Business, General Calendar.

March 9, 2016

The STATE AFFAIRS Committee reports out [H 512](#), [S 1360](#), and [S 1377](#) with the recommendation that they do pass.

MCKENZIE, Chairman

[H 512](#), [S 1360](#), and [S 1377](#) were filed for second reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

Messages from the House

March 8, 2016

Dear Mr. President:

I transmit herewith [HCR 51](#), [H 560](#), [H 561](#), [H 562](#), [H 563](#), [H 564](#), [H 567](#), [H 537](#), [H 555](#), and [H 413](#), as amended, which have passed the House.

TAYLOR, Acting Chief Clerk

[HCR 51](#), [H 560](#), [H 561](#), [H 562](#), [H 563](#), [H 564](#), [H 567](#), [H 537](#), [H 555](#), and [H 413](#), as amended, were filed for first reading.

March 8, 2016

Dear Mr. President:

I return herewith [S 1248](#), [S 1294](#), [S 1246](#), [S 1261](#), [S 1262](#), [S 1258](#), [S 1353](#), and [S 1298](#), which have passed the House.

TAYLOR, Acting Chief Clerk

[S 1248](#), [S 1294](#), [S 1246](#), [S 1261](#), [S 1262](#), [S 1258](#), [S 1353](#), and [S 1298](#) were referred to the Judiciary and Rules Committee for enrolling.

March 7, 2016

Dear Mr. President:

I transmit herewith Enrolled [H 445](#) for the signature of the President.

TAYLOR, Acting Chief Clerk

The President signed Enrolled [H 445](#) and ordered it returned to the House.

March 8, 2016

Dear Mr. President:

I return herewith Enrolled [S 1229](#), [S 1259](#), [S 1270](#), [S 1271](#), [S 1219](#), and [S 1249](#), which have been signed by the Speaker.

TAYLOR, Acting Chief Clerk

Enrolled [S 1229](#), [S 1259](#), [S 1270](#), [S 1271](#), [S 1219](#), and [S 1249](#) were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

The President announced that [SCR 150](#) was before the Senate for final consideration.

Moved by Senator Davis, seconded by Senator Stennett, that [SCR 150](#) be adopted. The question being, "Shall the resolution be adopted?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [SCR 150](#) adopted, title was approved, and the resolution ordered transmitted to the House.

The President announced that [HCR 44](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Thayn, seconded by Senator Buckner-Webb, [HCR 44](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The President announced that [HCR 45](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Thayn, seconded by Senator Ward-Engelking, [HCR 45](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

S 1395

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DIVISION OF VOCATIONAL REHABILITATION FOR FISCAL YEAR 2017; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

S 1396

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE OFFICE OF THE LIEUTENANT GOVERNOR FOR FISCAL YEAR 2017; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; AND EXEMPTING APPROPRIATION OBJECT TRANSFER LIMITATIONS.

S 1397

BY FINANCE COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE STATE CONTROLLER FOR FISCAL YEAR 2017; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR THE RECOVERY OF STATE CONTROLLER SERVICE COSTS TO THE GENERAL

FUND; PROVIDING CERTAIN DEDICATED FUND REAPPROPRIATION AUTHORITY; AND PROVIDING CERTAIN GENERAL FUND REAPPROPRIATION AUTHORITY.

[S 1395](#), [S 1396](#), and [S 1397](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[HCR 51](#), by State Affairs Committee, was introduced, read at length, and referred to the State Affairs Committee.

[H 560](#), by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

[H 561](#), [H 562](#), [H 563](#), [H 564](#), and [H 567](#), by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

[H 537](#), by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

[H 555](#), by Judiciary, Rules, and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

[H 413](#), as amended, by Transportation and Defense Committee, was introduced, read the first time at length, and referred to the Transportation Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[H 515](#), by Education Committee, was read the second time at length and filed for third reading.

[S 1376](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[H 469](#) and [H 524](#), by Agricultural Affairs Committee, were read the second time at length and filed for third reading.

[H 356](#), as amended, by Transportation and Defense Committee, was read the second time at length and filed for third reading.

[S 1390](#), [S 1391](#), [S 1392](#), [S 1393](#), and [S 1394](#), by Finance Committee, were read the second time at length and filed for third reading.

[H 452](#), as amended in the Senate, by Education Committee, was read the second time at length and filed for third reading.

[S 1303](#), as amended, by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

[S 1315](#), as amended, by Commerce and Human Resources Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Davis, granted by unanimous consent, [S 1343](#) retained its place on the third reading calendar for one legislative day.

On request by Senator Davis, granted by unanimous consent, [S 1328](#), as amended, retained its place on the third reading calendar for one legislative day.

[S 1350](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator McKenzie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Hagedorn, Harris, Hill, Keough, Lakey, Lodge, McKenzie, Mortimer, Rice, Siddoway, Souza, Thayn. Total - 12.

NAYS—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Heider, Johnson, Jordan, Lacey, Lee, Martin, Nonini, Nuxoll, Patrick, Schmidt, Stennett, Vick, Ward-Engelking, Winder. Total - 23.

Total - 35.

Whereupon the President declared that [S 1350](#) had failed to pass the Senate and ordered the bill filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate returned to the Fifth Order of Business.

Petitions, Resolutions, and Memorials

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate recessed at 12:20 p.m. until the hour of 4 p.m. of this day.

RECESS AFTERNOON SESSION

The Senate reconvened at 4 p.m., pursuant to recess, President Little presiding.

Roll call showed all members present except Senators Anthon, Bayer, Brackett, Buckner-Webb, Den Hartog, Hagedorn, Johnson, Mortimer, Nonini, Patrick, Schmidt, Souza, Thayn, and Ward-Engelking, absent and excused.

Prior to recess the Senate was at the Fifth Order of Business, Petitions, Resolutions, and Memorials.

SCR 151 BY JUDICIARY AND RULES COMMITTEE A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND AUTHORIZING THE LEGISLATIVE COUNCIL TO APPOINT AN INTERIM COMMITTEE TO UNDERTAKE AND COMPLETE A STUDY OF POTENTIAL APPROACHES TO MITIGATING THE RISK OF BIAS IN CONTESTED CASES.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, state agencies and members of the public are often opposing parties in a contested case administrative hearing; and

WHEREAS, an order issued in such a contested case can determine legal rights, duties, privileges, immunities and other legal interests; and

WHEREAS, agency directors, boards and administrative hearing officers play an integral role in determining the outcome of contested cases and any orders that are issued; and

WHEREAS, those who adjudicate contested cases should have the independence and expertise to conduct fair and thorough hearings; and

WHEREAS, the Office of Performance Evaluations (OPE) on February 22, 2016, issued its study "Risk of Bias in Administrative Hearings"; and

WHEREAS, OPE found that the types of actions involving administrative hearings total 93 and, of that number, 48 of these actions, or 52%, present moderate or high risk for bias; and

WHEREAS, one recommendation of OPE was to consider whether current safeguards could be strengthened or new safeguards implemented to help mitigate the risk of bias as well as promote greater consistency in hearing procedures; and

WHEREAS, another recommendation of OPE was for the Legislature to consider whether a central panel is appropriate to mitigating the risk of bias in contested cases; and

WHEREAS, a further recommendation of OPE was that the Legislature should consider establishing an interim committee to study possible contested case changes; and

WHEREAS, the Legislature finds that 48 of 93 types of actions holding a moderate or high risk of bias is not acceptable.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-third Idaho Legislature, the Senate and the House of Representatives concurring therein, that the Legislative Council is authorized to appoint a committee to undertake and complete a study of potential approaches to mitigating the risk of bias in contested case proceedings including, but not limited to: the assignment of agency directors, boards and administrative hearing officers for the conduct and decision of contested cases; the appointment and compensation of administrative hearing officers; and appropriate means to mitigate actual and perceived bias, conflicts of interest and any other factors undermining the actual and perceived unfairness of contested case proceedings. The committee shall consist of ten legislators, with five from the Senate and five from the House of Representatives. The political party affiliations of the committee members from each legislative body shall be in the same proportions as they are in the legislative body in which such members serve. The Legislative Council shall authorize the committee to receive input, advice and assistance from interested and affected parties who are not members of the Legislature.

BE IT FURTHER RESOLVED that the cochairmen of the committee are authorized to appoint advisors with technical expertise in the area of contested case administrative hearings and hearing officers and are expected to receive input from stakeholders in various state agencies.

BE IT FURTHER RESOLVED that any advisors to the committee who are not legislative members shall not be reimbursed from legislative funds for per diem, mileage or other expenses and shall not have voting privileges.

BE IT FURTHER RESOLVED that the committee shall report its findings, recommendations and proposed legislation, if any, to the First Regular Session of the Sixty-fourth Idaho Legislature.

[SCR 151](#) was introduced, read at length, and referred to the Judiciary and Rules Committee for printing.

Senator Schmidt was recorded present at this order of business.

The Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

March 9, 2016

The JUDICIARY AND RULES Committee reports that [S 1248](#), [S 1294](#), [S 1246](#), [S 1261](#), [S 1262](#), [S 1258](#), [S 1353](#), and [S 1298](#) have been correctly enrolled.

LODGE, Chairman

The President signed Enrolled [S 1248](#), [S 1294](#), [S 1246](#), [S 1261](#), [S 1262](#), [S 1258](#), [S 1353](#), and [S 1298](#) and ordered them transmitted to the House for the signature of the Speaker.

Senators Brackett and Bayer were recorded present at this order of business.

March 9, 2016

The JUDICIARY AND RULES Committee reports that Enrolled [S 1229](#), [S 1259](#), [S 1270](#), [S 1271](#), [S 1219](#), and [S 1249](#) were delivered to the Office of the Governor at 11:30 a.m., March 9, 2016.

LODGE, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

March 9, 2016

The FINANCE Committee reports out [H 561](#), [H 562](#), [H 563](#), [H 564](#), and [H 567](#) with the recommendation that they do pass.

KEOUGH, Chairman

[H 561](#), [H 562](#), [H 563](#), [H 564](#), and [H 567](#) were filed for second reading.

March 9, 2016

The JUDICIARY AND RULES Committee reports out [H 439](#), [H 504](#), and [S 1388](#) with the recommendation that they do pass.

LODGE, Chairman

[H 439](#), [H 504](#), and [S 1388](#) were filed for second reading.

Senator Johnson was recorded present at this order of business.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Davis, granted by unanimous consent, [S 1373](#) retained its place on the third reading calendar for one legislative day.

[S 1383](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Jordan arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Ward-Engelking, Winder. Total - 31.

NAYS—Bayer, Harris, Nonini, Vick. Total - 4.

Total - 35.

Whereupon the President declared [S 1383](#) passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Mortimer, granted by unanimous consent, [S 1332](#), as amended, retained its place on the third reading calendar for Friday, March 11, 2016.

[S 1347](#), as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Siddoway arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [S 1347](#), as amended, passed, title was approved, and the bill ordered transmitted to the House.

[S 1379](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Keough arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [S 1379](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1380](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Johnson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [S 1380](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1381](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Johnson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [S 1381](#) passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Winder, granted by unanimous consent, [H 463](#) retained its place on the third reading calendar for one legislative day.

[H 383](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Souza arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 383](#) passed, title was approved, and the bill ordered returned to the House.

[H 417](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Harris arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 417](#) passed, title was approved, and the bill ordered returned to the House.

[H 455](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lee arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 455](#) passed, title was approved, and the bill ordered returned to the House.

[H 341](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Thayn arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 341](#) passed, title was approved, and the bill ordered returned to the House.

[H 367](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Schmidt arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 367](#) passed, title was approved, and the bill ordered returned to the House.

[H 369](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Guthrie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 369](#) passed, title was approved, and the bill ordered returned to the House.

[H 440](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Winder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 440](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Lakey, granted by unanimous consent, [S 1315](#), as amended, was referred to the Fourteenth Order of Business, General Calendar.

On request by Senator Davis, granted by unanimous consent, [H 459](#) was placed at the head of the third reading calendar, followed by [H 463](#), followed by Senate bills, followed by Senate Finance bills, followed by House bills amended in the Senate, followed by House bills, followed by House Appropriations bills.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Davis, seconded by Senator Stennett, by voice vote, the Senate adjourned at 5:10 p.m. until the hour of 10:30 a.m., Thursday, March 10, 2016.

BRAD LITTLE, President

Attest: JENNIFER NOVAK, Secretary